

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)

Plaintiff,)

v.)

QUOC TRUNG LE,)

Defendant.)

CASE NO. CR06-319JLR

DETENTION ORDER

Offenses charged:

Count I: Conspiracy to Distribute Marijuana, in violation of Title 21, U.S.C.,
Sections 841(a)(1), 841(b)(1)(A), and 846; and

Count II: Conspiracy to Engage in Money Laundering, in violation of Title 18,
U.S.C., Section 1956(h).

Date of Detention Hearing: September 29, 2006.

The Court, having conducted a contested detention hearing pursuant to Title 18
U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention
hereafter set forth, finds that no condition or combination of conditions which the defendant
can meet will reasonably assure the appearance of the defendant as required and the safety
of any other person and the community. The Government was represented by Ye-Ting
Woo. The defendant was represented by Tim Lohraff.

1 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

2 There is probable cause to believe the defendant committed the conspiracy drug
3 offense. The maximum penalty is in excess of ten years. There is therefore a rebuttable
4 presumption against the defendant's release based upon both dangerousness and flight
5 risk, under Title 18 U.S.C. § 3142(e). Presumption was not overcome in this case for the
6 following reasons:

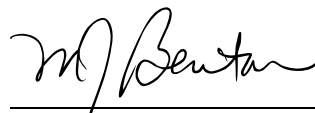
- 7 (1) The Government's case is described as involving two drug distribution
8 organizations where the defendant is considered the leader of one of the
9 organizations. The investigation has revealed sums of cash in the tens of
10 thousands of dollars, some of which was seized as it was transported
11 from Colorado. The defendant is also reported to have purchased homes
12 and cars for family members who are co-defendants in this case. This
13 appears to have been done to conceal the true source of his income.
14 Thus, the Court is concerned the defendant's access to monetary
15 resources may be used to facilitate flight. Heightening the Court's
16 concern of flight is the fact that a co-conspirator has fled to Vietnam to
17 avoid prosecution.
- 18 (2) Defendant has no stable employment. He refers to employment with his
19 father's car washing business, but actual work was sporadic according to
20 the Government's investigation.
- 21 (3) The Government's case based on daily surveillance of defendant's
22 residence and wiretap interception of telephone calls between him and
23 the co-defendants who were couriers for the organization, as well as
24 between him and Hai Nguyen, a broker for bringing in the smuggled
25 marijuana from Canada.
- 26 (4) Due to the nature of the instant offense, the defendant is viewed as a risk

of danger to the community.

It is therefore ORDERED:

- (1) The defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- (2) The defendant shall be afforded reasonable opportunity for private consultation with counsel;
- (3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which the defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
- (4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 29th day of September, 2006.



MONICA J. BENTON
United States Magistrate Judge